

**** NOTICE:** This is only a preliminary draft of the City-County Council agenda prepared by the Council staff pursuant to Sec. 161-5(b) and may not be complete. The President of the Council has not determined the order of business for this meeting pursuant to Sec. 151-71. The agenda will be final only when approved by the Council at the meeting.

AGENDA

CITY COUNTY COUNCIL

AND THE

INDIANAPOLIS POLICE, FIRE, AND SOLID WASTE COLLECTION

SPECIAL SERVICE DISTRICT COUNCILS

April 11, 2005

7:00 P.M.

- I. PRAYER AND PLEDGE OF ALLEGIANCE - Councillor Cockrum**
- II. ROLL CALL**
- III. INTRODUCTION OF GUESTS AND VISITORS**
- IV. OFFICIAL COMMUNICATIONS**
- V. ADOPTION OF AGENDA**
- VI. APPROVAL OF JOURNAL – March 21, 2005**
- VII. PRESENTATION OF PETITIONS, MEMORIALS, SPECIAL RESOLUTIONS, AND COUNCIL RESOLUTIONS**

PROPOSAL NO. 166, 2005 (Special Resolution)

INTRODUCED: 04/11/2005 BY: Councillor Mansfield

REFERRED TO: Committee of the Whole

DIGEST: recognizes the 350th Anniversary of Jews living in America and the 100th Anniversary of the Jewish Federation of Greater Indianapolis

PROPOSAL NO. 169, 2005 (Special Resolution)

INTRODUCED: 04/11/2005 BY: Councillors Brown and Talley

REFERRED TO: Committee of the Whole

DIGEST: recognizes the value of the AfterSchool Coalition of Indianapolis, the after-school movement in Indianapolis, and the role 21st Century Community Learning Center funding plays in the creation of such positive programs for youth

VII. PRESENTATION OF PETITIONS, MEMORIALS, SPECIAL RESOLUTIONS, AND COUNCIL RESOLUTIONS

PROPOSAL NO. 170, 2005 (Special Resolution)

INTRODUCED: 04/11/2005 BY: Councillor Oliver

REFERRED TO: Committee of the Whole

DIGEST: amends Special Resolution No. 21, 2005 recognizing the members and 50th Anniversary of the 1955 Crispus Attucks Tigers State Basketball Championship team

PROPOSAL NO. 126, 2005 (Council Resolution)

INTRODUCED: 03/21/2005 BY: Councillors Talley and Borst

REFERRED TO: Rules and Public Policy Committee

DIGEST: approves the Mayor's appointment of Steven L. Campbell as the Deputy Mayor for Public and Neighborhood Affairs

COMMITTEE ACTION:

03/22/2005 Do Pass 8-0

VIII. INTRODUCTION OF PROPOSALS

PROPOSAL NO. 144, 2005 (Council Resolution)

INTRODUCED: 04/11/2005 BY: Councillor Borst

REFERRED TO: Public Safety and Criminal Justice Committee

DIGEST: reappoints Katy Behan to the Citizens Police Complaint Board

PROPOSAL NO. 145, 2005 (Fiscal Ordinance)

INTRODUCED: 04/11/2005 BY: Councillors Moriarty Adams and McWhirter

REFERRED TO: Public Safety and Criminal Justice Committee

DIGEST: approves an increase of \$12,294 in the 2005 Budget of the Department of Public Safety, Police Division (Federal Grants Fund), to pay for officer overtime for seat belt enforcement through the Marion County Traffic Safety Partnership, financed by a federal grant

PROPOSAL NO. 146, 2005 (Fiscal Ordinance)

INTRODUCED: 04/11/2005 BY: Councillors Moriarty Adams and McWhirter

REFERRED TO: Public Safety and Criminal Justice Committee

DIGEST: approves an increase of \$257,084 in the 2005 Budget of the Department of Public Safety, Police Division (Federal Grants Fund), to pay for a capacity upgrade on the Automated Fingerprint Identification System (AFIS), financed by a grant from the Federal Department of Justice passed through the State of Indiana Criminal Justice Institute

PROPOSAL NO. 147, 2005 (General Ordinance)

INTRODUCED: 04/11/2005 BY: Councillors Gray and Nytes

REFERRED TO: Public Works Committee

DIGEST: authorizes no parking anytime restrictions on Ruckle Street between 37th Street and 38th Street (Districts 8, 9)

PROPOSAL NO. 148, 2005 (General Ordinance)

INTRODUCED: 04/11/2005 BY: Councillor Keller

REFERRED TO: Public Works Committee

DIGEST: authorizes the deletion of a one-way northbound restriction on Highland Avenue between New York Street and 10th Street (District 16)

VIII. INTRODUCTION OF PROPOSALS

PROPOSAL NO. 149, 2005 (General Ordinance)

INTRODUCED: 04/11/2005 BY: Councillor Brown

REFERRED TO: Public Works Committee

DIGEST: authorizes intersection controls for the Autumn Creek Subdivision, Sections 1, 2, 3 and 4 (District 18)

PROPOSAL NO. 150, 2005 (General Ordinance)

INTRODUCED: 04/11/2005 BY: Councillor Cockrum

REFERRED TO: Public Works Committee

DIGEST: authorizes intersection controls for the Monteo Village Subdivision (District 22)

PROPOSAL NO. 151, 2005 (General Ordinance)

INTRODUCED: 04/11/2005 BY: Councillor Plowman

REFERRED TO: Public Works Committee

DIGEST: authorizes intersection controls for the Carriage Courts, Phase One (District 25)

PROPOSAL NO. 152, 2005 (General Ordinance)

INTRODUCED: 04/11/2005 BY: Councillor Plowman

REFERRED TO: Public Works Committee

DIGEST: authorizes intersection controls for the Sycamore Leaf (Run) Subdivision, Section 1 (District 25)

PROPOSAL NO. 153, 2005 (General Ordinance)

INTRODUCED: 04/11/2005 BY: Councillor Plowman

REFERRED TO: Public Works Committee

DIGEST: authorizes intersection controls for the Wildcat Run Subdivision, Sections 1, 2 and 3 (District 25)

PROPOSAL NO. 154, 2005 (General Ordinance)

INTRODUCED: 04/11/2005 BY: Councillor Plowman

REFERRED TO: Public Works Committee

DIGEST: authorizes intersection controls for the intersection of Little Oak Lane and Southport Road (District 25)

PROPOSAL NO. 165, 2005 (Special Resolution)

INTRODUCED: 04/11/2005 BY: Councillors Gray and Talley

REFERRED TO: Rules and Public Policy Committee

DIGEST: opposes the efforts to privatize Social Security

IX. SPECIAL ORDERS - PRIORITY BUSINESS

PROPOSAL NO. 155, 2005 (Rezoning Ordinance)

INTRODUCED: 04/11/2005 BY: Councillor Mahern

REFERRED TO: Committee of the Whole

DIGEST: rezoning ordinance certified by the Metropolitan Development Commission on March 31, 2005

IX. SPECIAL ORDERS - PRIORITY BUSINESS

PROPOSAL NO. 156, 2005 (Rezoning Ordinance)
INTRODUCED: 04/11/2005 BY: Councillor Mahern
REFERRED TO: Committee of the Whole
DIGEST: rezoning ordinance certified by the Metropolitan Development Commission on March 18, 2005

PROPOSAL NO. 157, 2005 (Rezoning Ordinance)
INTRODUCED: 04/11/2005 BY: Councillor Mahern
REFERRED TO: Committee of the Whole
DIGEST: rezoning ordinance certified by the Metropolitan Development Commission on March 18, 2005

PROPOSAL NO. 158, 2005 (Rezoning Ordinance)
INTRODUCED: 04/11/2005 BY: Councillor Mahern
REFERRED TO: Committee of the Whole
DIGEST: rezoning ordinance certified by the Metropolitan Development Commission on March 17, 2005

PROPOSAL NOS. 159-164, 2005 (Rezoning Ordinances)
INTRODUCED: 04/11/2005 BY: Councillor Mahern
REFERRED TO: Committee of the Whole
DIGEST: rezoning ordinances certified by the Metropolitan Development Commission on March 31, 2005

X. SPECIAL ORDERS - PUBLIC HEARING

PROPOSAL NO. 109, 2005 (Fiscal Ordinance)
INTRODUCED: 03/21/2005 BY: Councillors Moriarty Adams and Brown
REFERRED TO: Public Safety and Criminal Justice Committee
DIGEST: approves an increase of \$342,342 in the 2005 Budget of the Marion County Community Corrections Agency (State & Federal Grants Fund) to fund supplies, services, and capital expenses related to the initial start-up of the work release center, funded by a grant from Department of Corrections
COMMITTEE ACTION:
03/23/2005 Do Pass 8-0

PROPOSAL NO. 110, 2005 (Fiscal Ordinance)
INTRODUCED: 03/21/2005 BY: Councillors Moriarty Adams and Brown
REFERRED TO: Public Safety and Criminal Justice Committee
DIGEST: approves an increase of \$35,820 in the 2005 Budget of the Marion County Community Corrections Agency (State & Federal Grants Fund) to fund services for a substance abuse treatment program, funded by a grant from the Department of Justice, Indiana Criminal Justice Agency
COMMITTEE ACTION:
03/23/2005 Do Pass 8-0

X. SPECIAL ORDERS - PUBLIC HEARING

PROPOSAL NO. 112, 2005 (Fiscal Ordinance)

INTRODUCED: 03/21/2005 BY: Councillors Moriarty Adams, McWhirter and Brown

REFERRED TO: Public Safety and Criminal Justice Committee

DIGEST: approves an increase of \$7,775 in the 2005 Budget of the Department of Public Safety, Animal Care and Control Division (Consolidated County Fund), to pay for 93 vinyl-coated resting benches for dog runs in the shelter's investigation kennel, financed by private donations

COMMITTEE ACTION:

03/23/2005 Do Pass 8-0

PROPOSAL NO. 114, 2005 (Fiscal Ordinance)

INTRODUCED: 03/21/2005 BY: Councillors Talley, Moriarty Adams, McWhirter and Brown

REFERRED TO: Public Safety and Criminal Justice Committee

DIGEST: approves a transfer and an appropriation of \$168,653 in the 2005 Budget of the Department of Public Safety, Police Division (Non-Lapsing Federal Grants and Federal Grants Funds), to continue support of the Family Justice Center Initiative with the Julian Center and training for all agencies involved in this project, fund overtime for the East and South Districts, supplies, travel and training, and surveillance equipment for the East and South District Neighborhood Resource Officers, to fund overtime for Gang Resistance Education and Training (G.R.E.A.T.) officers, supplies and incentives for G.R.E.A.T kids, travel and training for G.R.E.A.T officers and transportation and meals for G.R.E.A.T camp, to fund overtime for seat belt enforcement and DUI enforcement through the Marion County Traffic Safety Partnership, to fund increased outreach initiatives for the Indiana Coalition Against Sexual Assault (INCASA), and to purchase surveillance equipment for the Community Action Response and Enforcement Initiative in the North District, financed by grants from the State of Indiana and the Federal Department of Justice, and a transfer between characters

COMMITTEE ACTION:

03/23/2005 Do Pass As Amended 8-0

XI. SPECIAL ORDERS - UNFINISHED BUSINESS

XII. SPECIAL ORDERS - FINAL ADOPTION

PROPOSAL NO. 108, 2005 (Council Resolution)

INTRODUCED: 03/21/2005 BY: Councillors Moriarty Adams and Brown

REFERRED TO: Public Safety and Criminal Justice Committee

DIGEST: approves a grant application submitted to the Department of Corrections for fiscal years 2005-2007

COMMITTEE ACTION:

03/23/2005 Do Pass 8-0

PROPOSAL NO. 111, 2005 (Fiscal Ordinance)

INTRODUCED: 03/21/2005 BY: Councillor Borst

REFERRED TO: Public Safety and Criminal Justice Committee

DIGEST: approves a transfer of \$21,900 in the 2005 Budget of the Marion Superior Court (State & Federal Grants Fund) to pay expenses for marketing displays, van graphics, website upgrades, rent, utilities & maintenance costs for the Community Court, funded by a grant from Department of Justice, Indiana Criminal Justice Institute

COMMITTEE ACTION:

03/23/2005 Do Pass 7-0

XII. SPECIAL ORDERS - FINAL ADOPTION

PROPOSAL NO. 113, 2005 (Fiscal Ordinance)

INTRODUCED: 03/21/2005 BY: Councillors Talley, Moriarty Adams and McWhirter

REFERRED TO: Public Safety and Criminal Justice Committee

DIGEST: approves a transfer of \$20,995 in the 2005 Budget of the Department of Public Safety, Emergency Management Division (Non-Lapsing Federal Grants Funds), to purchase personal protection equipment financed by a transfer between characters

COMMITTEE ACTION:

03/23/2005 Do Pass 8-0

PROPOSAL NO. 116, 2005 (General Ordinance)

INTRODUCED: 03/21/2005 BY: Councillor Mansfield

REFERRED TO: Public Works Committee

DIGEST: authorizes intersection controls for the Meridian Park Estates, Sections 3, 4 and 5 (District 2)

COMMITTEE ACTION:

03/31/2005 Do Pass 7-0

PROPOSAL NO. 117, 2005 (General Ordinance)

INTRODUCED: 03/21/2005 BY: Councillor Salisbury

REFERRED TO: Public Works Committee

DIGEST: authorizes intersection controls for the Berkshire Subdivision, Sections 1A, 2A, 1B and 2B (District 13)

COMMITTEE ACTION:

03/31/2005 Do Pass 7-0

PROPOSAL NO. 118, 2005 (General Ordinance)

INTRODUCED: 03/21/2005 BY: Councillor Brown

REFERRED TO: Public Works Committee

DIGEST: authorizes intersection controls for the Longwood Glen Subdivision, Section 1 (District 18)

COMMITTEE ACTION:

03/31/2005 Do Pass 7-0

PROPOSAL NO. 119, 2005 (General Ordinance)

INTRODUCED: 03/21/2005 BY: Councillor Brown

REFERRED TO: Public Works Committee

DIGEST: authorizes intersection controls for the Lappin Way Subdivision, Section 1 (District 18)

COMMITTEE ACTION:

03/31/2005 Do Pass 7-0

PROPOSAL NO. 120, 2005 (General Ordinance)

INTRODUCED: 03/21/2005 BY: Councillor Langsford

REFERRED TO: Public Works Committee

DIGEST: authorizes intersection controls for the Creekside Meadows Subdivision, Section 1 (District 21)

COMMITTEE ACTION:

03/31/2005 Do Pass 7-0

XII. SPECIAL ORDERS - FINAL ADOPTION

PROPOSAL NO. 121, 2005 (General Ordinance)

INTRODUCED: 03/21/2005 BY: Councillor Cockrum

REFERRED TO: Public Works Committee

DIGEST: authorizes intersection controls for the Decatur Ridge Subdivision, Sections 2 & 3 (District 22)

COMMITTEE ACTION:

03/31/2005 Do Pass 7-0

PROPOSAL NO. 122, 2005 (General Ordinance)

INTRODUCED: 03/21/2005 BY: Councillor Speedy

REFERRED TO: Public Works Committee

DIGEST: authorizes intersection controls for the Sherman Commons Subdivision, Sections 1 and 2 (District 24)

COMMITTEE ACTION:

03/31/2005 Do Pass 7-0

PROPOSAL NO. 123, 2005 (General Ordinance)

INTRODUCED: 03/21/2005 BY: Councillor Plowman

REFERRED TO: Public Works Committee

DIGEST: authorizes intersection controls for the Burton Crossing Subdivision, Section 3 (District 25)

COMMITTEE ACTION:

03/31/2005 Do Pass 7-0

PROPOSAL NO. 124, 2005 (General Ordinance)

INTRODUCED: 03/21/2005 BY: Councillor Plowman

REFERRED TO: Public Works Committee

DIGEST: authorizes intersection controls for the Franklin Meadows Subdivision (District 25)

COMMITTEE ACTION:

03/31/2005 Do Pass 7-0

PROPOSAL NO. 125, 2005 (General Ordinance)

INTRODUCED: 03/21/2005 BY: Councillor Plowman

REFERRED TO: Public Works Committee

DIGEST: authorizes intersection controls for the Thompson Park Subdivision, Section 1 (District 25)

COMMITTEE ACTION:

03/31/2005 Do Pass 7-0

XIII. SPECIAL SERVICE DISTRICT COUNCILS

XIV. NEW BUSINESS

XV. ANNOUNCEMENTS AND ADJOURNMENT

The President The docketed agenda for this meeting of Council having been completed, the Chair will now entertain motions for adjournment.

President's Designee Mr. President.

The President The Chair recognizes Councillor Borst.

The Councillor Mr. President, I have been asked to offer the following motion for adjournment:

by Councillor Bradford in memory of Marilyn Dearing.

by Councillor Moriarty Adams in memory of Darrell White.

by Councillor Mansfield in memory of Nicole Marie Johnson Sneed and Brett Hershey.

by Councillors Randolph, Oliver and Sanders in memory of James Harvey Smith.

by Councillor Randolph in memory of Martha Washington Burdette Turner, Carol Loveless, and Betty J. Tibbetts.

by Councillor Oliver in memory of Laura Follis, Clifton Alfred Smith, Ezekiel Hardy, and Samantha Jean Patterson Parker.

by Councillor Pfisterer in memory of Thelma Corson, Barbara Hobbs, Charles Engel, Thomas Joseph Jordan, William Padgett, Robert Housel, Jr., Lloyd Perdue, Howard Finn, Rudy Sekermestrovich, and Reverend Monsignor Francis R. Tuohy.

Mr. President, I would like to move the adjournment of this meeting of the Indianapolis City-County Council in recognition of and respect for the life and contributions of those persons I have here specifically named. I respectfully ask the support of fellow Councillors. I further request that the motion be made a part of the permanent records of this body and that a letter bearing the Council seal and the signature of the President be sent to the family of each person advising of this action.

The President Thank you, Councillor Borst. Hearing no objections, the motion is received and the requests are so ordered.

Hearing no further motions, we are adjourned.

XVI. PENDING PROPOSALS

PROPOSAL NO. 558, 2004 (General Ordinance)
INTRODUCED: 09/13/2004 BY: Councillor Keller
REFERRED TO: Public Works Committee
DIGEST: authorizes intersection controls for Brookside Avenue and Steele Street (District 16)
COMMITTEE ACTION:
09/23/2004 Postpone until 10/14/2004 7-0
10/14/2004 Do Pass 3-4 (failed)

PROPOSAL NO. 559, 2004 (General Ordinance)
INTRODUCED: 09/13/2004 BY: Councillor Randolph
REFERRED TO: Public Works Committee
DIGEST: authorizes intersection controls for Westover Drive and 80th Street (District 1)
COMMITTEE ACTION:
09/23/2004 Postpone until 10/14/2004 7-0
10/14/2004 Postpone until 11/4/2004 7-0
11/04/2004 Tabled 5-0

PROPOSAL NO. 724, 2004 (Council Resolution)
INTRODUCED: 11/15/2004 BY: Councillors Gray, Boyd and Sanders
REFERRED TO: Public Works Committee
DIGEST: reappoints Tony Buford to the Board of Public Works
COMMITTEE ACTION:
12/09/2004 Tabled 4-1

PROPOSAL NO. 737, 2004 (Council Resolution)
INTRODUCED: 11/15/2004 BY: Councillors Gray, Boyd and Sanders
REFERRED TO: Public Safety and Criminal Justice Committee
DIGEST: reappoints Dr. Edward Wheeler to the Indianapolis-Marion County Forensic Board
COMMITTEE ACTION:
11/17/2004 Postpone until 12/15/2004 7-0

PROPOSAL NO. 756, 2004 (General Ordinance)
INTRODUCED: 12/13/2004 BY: Councillors Boyd, Gray and Sanders
REFERRED TO: Rules and Public Policy Committee
DIGEST: amends the Code establishing a Marion County Early Intervention Planning Council
COMMITTEE ACTION:
03/22/2005 Postpone until 4/12/2005 8-0

PROPOSAL NO. 777, 2004 (Council Resolution)
INTRODUCED: 12/13/2004 BY: Councillor Borst
REFERRED TO: Rules and Public Policy Committee
DIGEST: appoints Alan Retherford to the Citizens Advisory Committee for Franklin Township Comprehensive Plan
COMMITTEE ACTION:
03/08/2005 Postpone until 3/22/2005 8-0

XVI. PENDING PROPOSALS

PROPOSAL NO. 778, 2004 (Council Resolution)

INTRODUCED: 12/13/2004 BY: Councillors Abdullah, Boyd, Gray and Sanders

REFERRED TO: Rules and Public Policy Committee

DIGEST: appoints Doris A. McNeill to the Citizens Advisory Committee for Wayne Township Comprehensive Plan

COMMITTEE ACTION:

03/08/2005 Postpone until 3/22/2005 8-0

03/22/2005 Postpone until 4/12/2005 8-0

PROPOSAL NO. 5, 2005 (Fiscal Ordinance)

INTRODUCED: 01/10/2005 BY: Councillor Moriarty Adams

REFERRED TO: Public Safety and Criminal Justice Committee

DIGEST: approves an increase of \$13,583 in the 2005 Budget of Marion Superior Court (County General Fund) to provide funds needed to cover matching funds for Child Advocates, Inc.

COMMITTEE ACTION:

01/12/2005 Do Pass 6-0

COUNCIL ACTION:

03/21/2005 Tabled

PROPOSAL NO. 14, 2005 (General Ordinance)

INTRODUCED: 01/10/2005 BY: Councillor Moriarty Adams

REFERRED TO: Public Safety and Criminal Justice Committee

DIGEST: amends the Code with respect to Conditional Release Funds to provide Funding for Crime Stoppers in Marion county and establishes a nonreverting Crime Stoppers Dedicated Fund

COMMITTEE ACTION:

01/12/2005 Postpone until 2/9/2005 6-0

02/09/2005 Tabled 6-0

PROPOSAL NO. 42, 2005 (General Ordinance)

INTRODUCED: 02/07/2005 BY: Councillors Randolph, Day, Pfisterer, Speedy, Cockrum, Bradford, Keller, Borst, Salisbury, Franklin, Cain and Mahern

REFERRED TO: Economic Development Committee

DIGEST: amends the Code requiring the Purchasing Division to adopt rules to give a preference to Indiana businesses pursuant to IC 5-22-15-20

COMMITTEE ACTION:

03/16/2005 Postpone until 5/4/2005 7-0

PROPOSAL NO. 45, 2005 (General Ordinance)

INTRODUCED: 02/07/2005 BY: Councillors Bowes, Talley, Mansfield and Keller

REFERRED TO: Children's Health and Environment Committee

DIGEST: amends the Code by establishing nonsmoking areas

COMMITTEE ACTION:

02/24/2005 Postpone until 3/10/2005 7-0

03/10/2005 Postpone until 5/5/2005 4-1

03/24/2005 Amended

XVI. PENDING PROPOSALS

PROPOSAL NO. 55, 2005 (General Ordinance)

INTRODUCED: 02/07/2005 BY: Councillor McWhirter

REFERRED TO: Rules and Public Policy Committee

DIGEST: amends the Code to change the membership on the information technology board

COMMITTEE ACTION:

02/08/2005 Do Pass 2-5 (failed)

PROPOSAL NO. 64, 2005 (Council Resolution)

INTRODUCED: 02/07/2005 BY: Councillors Gray, Talley, Sanders and Brown

REFERRED TO: Rules and Public Policy Committee

DIGEST: appoints Michael Rodman to the Information Technology Board

COMMITTEE ACTION:

02/22/2005 Do Pass 4-2

COUNCIL ACTION:

03/21/2005 Referred to Rules & Public Policy

PROPOSAL NO. 68, 2005 (General Ordinance)

INTRODUCED: 03/07/2005 BY: Councillors Nytes and Keller

REFERRED TO: Administration and Finance Committee

DIGEST: amends the Code with respect to the Equal Opportunity Advisory Board and complaint adjudication

COMMITTEE ACTION:

03/15/2005 Amended and Postponed until 4/19/2005 4-2

PROPOSAL NO. 133, 2005 (Rezoning Ordinance)

INTRODUCED: 03/21/2005 BY: Councillor Mahern

REFERRED TO: Committee of the Whole

DIGEST: rezoning ordinance for Warren Township, Councilmanic District 21, 9135 East Raymond Street (approximate address) (2004-ZON-123) (2004-DP-008)

COUNCIL ACTION:

03/21/2005 Scheduled for Public Hearing on April 25, 2005